

1 Kathleen Sullivan (SBN 242261)
kathleensullivan@quinnmanuel.com
2 QUINN EMANUEL URQUHART &
SULLIVAN LLP
3 51 Madison Avenue, 22nd Floor
New York, NY 10010
Telephone: (212) 849-7000
4 Facsimile: (212) 849-7100

5 Sean S. Pak (SBN 219032)
seanpak@quinnmanuel.com
6 John M. Neukom (SBN 275887)
johnneukom@quinnmanuel.com.
7 QUINN EMANUEL URQUHART &
SULLIVAN LLP
8 50 California Street, 22nd Floor
San Francisco, CA 94111
9 Telephone: (415) 875-6600
Facsimile: (415) 875-6700

10 Mark Tung (SBN 245782)
marktung@quinnmanuel.com
11 QUINN EMANUEL URQUHART &
SULLIVAN LLP
12 555 Twin Dolphin Drive, 5th Floor
Redwood Shores, CA 94065
13 Telephone: (650) 801-5000
14 Facsimile: (650) 801-5100

15 Attorneys for Plaintiff Cisco Systems, Inc.

16 Steven Cherny (*admitted pro hac vice*)
steven.cherny@kirkland.com
17 KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900

18 Adam R. Alper (SBN 196834)
adam.alper@kirkland.com
19 KIRKLAND & ELLIS LLP
555 California Street
San Francisco, California 94104
Telephone: (415) 439-1400
Facsimile: (415) 439-1500

20 Michael W. De Vries (SBN 211001)
michael.devries@kirkland.com
21 KIRKLAND & ELLIS LLP
333 South Hope Street
Los Angeles, California 90071
Telephone: (213) 680-8400
Facsimile: (213) 680-8500

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

24 CISCO SYSTEMS, INC.,

25 Plaintiff,

vs.

26 ARISTA NETWORKS, INC.,

27 Defendant.

28 CASE NO. 5:14-cv-5344-BLF

29 DECLARATION OF MATTHEW D.
CANNON IN SUPPORT OF CISCO'S
30 RESPONSE TO ARISTA'S PROPOSED
SUPPLEMENTAL DISCOVERY PLAN

1 I, Matthew D. Cannon, hereby declare as follows:

2 1. I am an Associate at Quinn Emanuel Urquhart & Sullivan, LLP, counsel for
 3 Plaintiff Cisco Systems, Inc. I submit this declaration in support of Cisco's Opposition to
 4 Arista's Motion for Leave to Amend Response to Add Counterclaims. I have personal
 5 knowledge of the following facts, and would competently testify to them if called upon to do so.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of excerpts of the transcript
 7 of the deposition of Kirk Lougheed taken in this matter on November 20, 2015.

8 3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts of the transcript
 9 of the deposition of Anthony J. Li taken in this matter on February 1, 2016.

10 4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of the transcript
 11 of the deposition Abhay Roy taken in this matter on December 18, 2015.

12 5. Attached hereto as Exhibit 4 is a true and correct copy of excerpts of the transcript
 13 of the deposition Tong Liu taken in this matter on January 15, 2016.

14 6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of the transcript
 15 of the deposition Lincoln Dale taken in this matter on January 21, 2016.

16 7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts of the transcript
 17 of the deposition Adam Sweeney taken in this matter on January 29, 2016.

18 8. Attached hereto as Exhibit 7 is a true and correct copy of excerpts of the transcript
 19 of the deposition Kenneth Duda taken in this matter on February 12, 2016.

20 9. Attached hereto as Exhibit 8 is a true and correct copy of exhibit 123 to the
 21 deposition of Adam Sweeney taken in this matter on January 29, 2016, a document produced by
 22 Cisco in this matter bearing Bates numbers beginning CSI-CLI-00608716 through 719.

23 10. Attached hereto as Exhibit 9 is a true and correct copy of excerpts of the transcript
 24 of the deposition of Mark Foss taken in this matter on February 4, 2016.

25 11. Attached hereto as Exhibit 10 is a true and correct copy of excerpts of the rough
 26 transcript of the deposition of Philip Shafer, PMK for Juniper Networks, Inc. taken in this matter
 27 on February 12, 2016.

12. Attached hereto as Exhibit 11 is an annotated excerpt of a true and correct copy of exhibit 106 to the deposition of Lincoln Dale taken in this matter on January 21, 2016, a document produced by Cisco in this matter bearing Bates numbers beginning CSI-CLI-01715053.

13. Attached hereto as Exhibit 12 is a true and correct copy of exhibit 109 to the deposition of Lincoln Dale taken in this matter on January 21, 2016, a document produced by Arista in this matter bearing Bates numbers ARISTANDCA10170420 through 421.

14. Attached hereto as Exhibit 13 is a true and correct copy of exhibit 121 to the deposition of Adam Sweeney taken in this matter on January 29, 2016, a document produced by Arista in this matter bearing Bates number ARISTANDCA10549782.

10 15. Attached hereto as Exhibit 14 is a true and correct copy of exhibit 122 to the
11 deposition of Adam Sweeney taken in this matter on January 29, 2016, a document produced by
12 Arista in this matter bearing Bates numbers ARISTANDCA10446381 through 382.

13 16. Attached hereto as Exhibit 15 is an annotated true and correct copy of exhibit 124
14 to the deposition of Adam Sweeney taken in this matter on January 29, 2016, a document
15 produced by Arista in this matter bearing Bates numbers ANI-ITC-944_945-0962624 through
16 630.

17 17. Attached hereto as Exhibit 16 is a true and correct copy of Arista's Notice of Rule
18 30(b)(6) Deposition of Cisco dated January 19, 2016.

19 18. Attached hereto as Exhibit 17 is a true and correct copy of exhibit 269 to the
20 deposition of Kenneth Duda taken in this matter on February 12, 2016, a document produced by
21 Arista in this matter bearing Bates numbers ARISTANDCA10499890 through 894.

22 I declare under penalty of perjury that the foregoing is true and correct. Executed on
23 February 16, 2016, in Berkeley, California.

By /s/ Matthew D. Cannon
Matthew D. Cannon

SIGNATURE ATTESTATION

Pursuant to Civ. L.R. 5-1(i)(3), the undersigned hereby attests under penalty of perjury that concurrence in the filing of this document has been obtained from the signatory indicated by the “conformed” signature (/s/) of registered ECF User Matthew D. Cannon (Bar No. 252666).

/s/ Sean S. Pak
Sean S. Pak (Bar No. 219032)